



SHARON KELLER  
PRESIDING JUDGE

MIKE KEASLER  
BARBARA P. HERVEY  
BERT RICHARDSON  
KEVIN P. YEARY  
DAVID NEWELL  
MARY LOU KEEL  
SCOTT WALKER  
MICHELLE M. SLAUGHTER  
JUDGES

## COURT OF CRIMINAL APPEALS

P.O. BOX 12308, CAPITOL STATION  
AUSTIN, TEXAS 78711

DEANA WILLIAMSON  
CLERK  
(512) 463-1551

SIÂN SCHILHAB  
GENERAL COUNSEL  
(512) 463-1600

Monday, February 24, 2020

District Clerk Montgomery County  
P.O. Box 2985  
Conroe, TX 77305-2985  
\* Delivered Via E-Mail \*

**Re:** Burg, James Allan II  
**CCA No.** PD-0527-18  
**Trial Court Case No.** 15-307592

**COA No.** 09-16-00200-CR

The Court of Criminal Appeals has this day issued the mandate in the above-referenced and styled case number. The mandate will be transmitted electronically only.

**\*\*\*DISTRICT CLERK\*\*\***

**MANDATE RECEIPT ACKNOWLEDGEMENT**

Pursuant to Rule 51.2(a)(1) T.R.A.P, please acknowledge receipt of the mandate of the Court of Criminal Appeals in the above numbered and styled case via this [email link](#).

Sincerely,

A handwritten signature in black ink that reads 'Deana Williamson'.

Deana Williamson, Clerk

cc: 9th Court of Appeals Clerk (Delivered Via E-Mail)  
Montgomery County Judge, County Court at Law No 1 (Delivered Via E-Mail)  
State Prosecuting Attorney (Delivered Via E-Mail)  
District Attorney Montgomery County (Delivered Via E-Mail)  
William J. Delmore III (Delivered Via E-Mail)  
Matthew J. Deluca (Delivered Via E-Mail)



**TEXAS COURT OF CRIMINAL APPEALS**  
Austin, Texas

**M A N D A T E**

**TRIAL COURT NO. 15-307592**

**COURT OF APPEALS NO. 09-16-00200-CR**

**THE STATE OF TEXAS,**

**TO THE COUNTY COURT AT LAW NO 1 OF MONTGOMERY COUNTY — GREETINGS:**

Before our **COURT OF CRIMINAL APPEALS**, on **JANUARY 29, 2020**, the cause upon appeal to review, revise or reverse your Judgment between:

**JAMES ALLAN BURG II**

**VS.**

**THE STATE OF TEXAS**

**CCRA NO. PD-0527-18**

was determined; and therein our said **COURT OF CRIMINAL APPEALS** made its order in these words:

"This cause came on to be heard on the **APPELLANT'S** Petition for Discretionary Review, and the same being inspected, it is **ORDERED, ADJUDGED AND DECREED** by the Court that the Petition for Discretionary Review be **GRANTED**.

The judgment of the Court of Appeals is **AFFIRMED**, in accordance with the Opinion of this Court, and that this decision be certified below for observance."

**WHEREFORE**, We command you to observe the order of our said **COURT OF CRIMINAL APPEALS** in this behalf and in all things to have it duly **RECOGNIZED, OBEYED AND EXECUTED**.

**WITNESS, THE HONORABLE SHARON KELLER**, Presiding Judge

of our said **COURT OF CRIMINAL APPEALS**,

with the Seal thereof annexed, at the City of Austin,

on this day **Monday, February 24, 2020**.

**DEANA WILLIAMSON**, Clerk